



AF/ 2174  
EPW

Attorney Docket No.: XERZ 2 00449

### AMENDMENT TRANSMITTAL LETTER

Ser. No.: 10/040,808	Filed: January 7, 2002	Examiner: Ryan F. Pitaro
Art Unit: 2174	Title: <b>OPACITY DESKTOP WITH DEPTH PERCEPTION</b>	

To the Commissioner for Patents:

Transmitted herewith is an *Amendment* in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	17	Minus	20	0	X \$50	\$0.00
Indep. Claims	2	Minus	3	0	X \$200	\$0.00
TOTAL					=	\$0.00
<input checked="" type="checkbox"/>	No additional fee is believed due however, if this is not the case, the Commissioner is hereby authorized to charge any and all fees to Deposit Account No. 06-0308.					
<input type="checkbox"/>	Payment for the filing of this Amendment and any appropriate extension of time fees are authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. <b>If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.</b>					
<input type="checkbox"/>	Applicant(s) hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a <b>month extension of time</b> to respond to the outstanding Office Action.					

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

Mark S. Swat, Reg. No. 34,261  
1100 Superior Avenue, Seventh Floor  
Cleveland, OH 44114-2579  
216-861-5582

September 22, 2005  
Date

#### CERTIFICATE OF MAILING

I certify that this Amendment Transmittal Letter and accompanying documents are being

- ☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☐ transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP AMENDMENT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:	Signature 
Date September 22, 2005	Printed Name Kathleen A. Nimrichter

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as First Class Mail service on September 22, 2005 and is addressed to the MAILSTOP AMENDMENT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: \_\_\_\_\_

Kathleen A. Nimrichter



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : Gerald S. Gordon

TITLE : OPACITY DESKTOP WITH DEPTH PERCEPTION

APPLICATION NO. : 10/040,808

FILED : January 7, 2002

CONFIRMATION NO. : 2903

EXAMINER : Pitaro, Ryan F

ART UNIT : 2174

LAST OFFICE ACTION : July 11, 2005

ATTORNEY DOCKET NO. : A1197-US-NP  
XERZ 2 00449

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AFTER FINAL**

Dear Sir:

Responsive to the Office Action mailed July 11, 2005, please amend the above-identified application as follows.

**Amendments to the Claims** are reflected in the listing of claims which begin on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.